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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/798,121

03/11/2004

Andre Lavoie

8801

7590

06/14/2006

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METRO CENTER, ONE STATION PLACE
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EXAMINER

LUDWIG, MATTHEW J

ART UNIT

PAPER NUMBER

2178

DATE MAILED: 06/14/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/798,121

Applicant(s)

LAVOIE ET AL.

Examiner

Matthew J. Ludwig

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 11 March 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-39 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-39 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date 10/7/04.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

1. This action is in response to the application filed March 11, 2004.
2. Claims 1-39 are pending in the application. Claims 1 and 39 are independent claims.

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. **Claims 1-39 are rejected under 35 U.S.C. 103(a) as being unpatentable over Jensen et al., USPN 6,834,371 filed (8/31/2000).**

In reference to independent claim 1, Jensen teaches:

The reference provides a means of recording audio clips recorded for one or more of the created slides, either concurrently with the creation of the slide, or after the slides are completed (compare to "*security disclosure data in an audio format*"). See column 5, lines 30-38. The reference fails to explicitly state *security disclosure data*; however, the audio data recording device would provide a proficient means for recording any kind of data coming from the author of the presentation. Therefore, it would have been obvious to one of ordinary skill in the art to utilize the well know audio recording device taught by Jensen and record security disclosure data for a synchronized multimedia presentation.

Processor generates a link between the audio data and the corresponding screen slide, and stores that link, either with the audio clip itself, or in a separate linked file (compare to "a

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processor for receiving the audio security disclosure data and for inserting a first marker”). See column 3, lines 52-67.

The text for each slide may be preceded by an appropriate header or the like so that a link is maintained between the text data and the particular screen like from which that text data originated (compare to “said processor for creating a text from the audio security disclosure data and for inserting a second marker in the text in a position corresponding to a location of the first marker in the audio security information”). See column 4, lines 40-67.

In reference to dependent claim 2, Jensen teaches:

Processor copies the text from the selected screen slides as searchable text data into the text object. The text for each slide may be preceded by an appropriate header or the like so that a link is maintained between the text data and the particular screen slide from which that text data originated. See column 4, lines 40-56.

In reference to dependent claim 3, Jensen teaches:

Once the author has selected a particular screen slide, operation proceeds and processor receives an audio clip to be linked with that screen slide. A suitable icon is preferably displayed on the screen to alert the author that they can begin speaking the desired audio clip. See column 3, lines 52-67.

In reference to dependent claim 4, Jensen teaches:

Based on the particular tag read by the export process, corresponding meta data is retrieved from the playlist object and inserted into the template, along with references to the appropriate files, for example, a slide file or the data file containing the actual text data. See column 6, lines 19-30.

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In reference to dependent claim 5, Jensen teaches:

Once the slide and corresponding portion of the audio file are presented to the recipient, the presentation may be continued, sequentially from the selected slide to the end of the presentation, or operation may proceed back to query block to allow the recipient to search for another text string. See column 10, lines 44-67.

In reference to dependent claim 6, Jensen teaches:

Processor generates a link between the audio data and the corresponding screen slide, and stores that link. See column 3, lines 60-67.

In reference to dependent claim 7, Jensen teaches:

Corresponding meta data is retrieved from the playlist object and inserted into the template, along with references to the appropriate files. See column 6, lines 19-26.

In reference to dependent claim 8, Jensen teaches:

The playlist object includes a media object to store the audio clips, a screen slide object to store the screen images, and a text object to store the text contained in the various screen slides. The media, text, and screen objects also store timing information that defines the temporal relationships between the respective types of data. See column 4, lines 30-56.

In reference to dependent claim 9, Jensen teaches:

The playlist object includes a media object to store the audio clips, a screen slide object to store the screen images, and a text object to store the text contained in the various screen slides. The media, text, and screen objects also store timing information that defines the temporal relationships between the respective types of data. See column 4, lines 30-56.

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In reference to dependent claim 10, Jensen teaches:

The text for each slide may be preceded by an appropriate header or the like so that a link is maintained between the text data and the particular screen slide from which that text data originated. See column 4, lines 40-50.

In reference to dependent claim 11-39, the claims recite similar limitations for carrying out a synchronized media presentation as claimed in 1-10. Therefore, the claims are rejected under similar rationale.

Conclusion

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Rehm	USPN 6,802,041	filed (01/20/2000)
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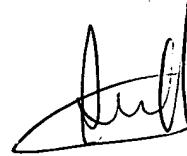
Gutfreund et al.,	USPN 6,665,835	filed (12/23/1997)
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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Matthew J. Ludwig whose telephone number is 571-272-4127. The examiner can normally be reached on 9:00am-6:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stephen Hong can be reached on 571-272-4124. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



ML

May 31, 2006

STEPHEN HONG
SUPERVISORY PATENT EXAMINER